

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK

GERTRUDE ZOLANDZ

Plaintiff,

Civil Action No. 6:09-CV-715

vs.

SHOE SHOW INC., d/b/a
The Shoe Dept.

Defendant.

APPEARANCES:

OF COUNSEL:

FOR PLAINTIFF:

MURAD, MURAD LAW FIRM
291 Genesee Street
Utica, NY 13501

FREDERICK W. MURAD, ESQ.

FOR DEFENDANTS:

GETNICK, LIVINGSTON LAW FIRM
258 Genesee Street, Suite 401
Utica, NY 13502

PATRICK G. RADEL, ESQ.

CHAMBLEE, RYAN LAW FIRM
2777 N. Stemmons Freeway
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Dallas, TX 75207

WILLIAM H. CHAMBLEE, ESQ.
SARAH M. SCHECHTER, ESQ.

DAVID N. HURD
U.S. DISTRICT JUDGE

JUDGMENT DISMISSING ACTION
BASED UPON SETTLEMENT

The parties have entered into an agreement in settlement of all

claims in this action, and that they reasonably anticipate finalizing their agreement shortly, following which this action will be discontinued, with prejudice, by stipulation pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure. Based upon this development, I find that it is not necessary for this action to remain on the court's active docket.

It is therefore hereby

ORDERED, as follows:

- 1) This action is dismissed, with prejudice, except as set forth below.
- 2) The court will retain complete jurisdiction to vacate this order and to reopen the action within three months from the date of this order upon cause shown that the settlement has not been completed and further litigation is necessary.
- 3) The Clerk shall forthwith serve copies of this judgment upon the parties and/or their attorneys appearing in this action by electronic means.

Dated: January 12, 2010
Utica, New York


United States District Judge